

CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application:

What is claimed is:

1. (Currently Amended) In a nestable cup and lid combination comprising:

a cup having a frustoconical wall, a closed bottom and an open top,

and a lid configured to close the open top of the cup, the improvement comprising:

a recess defined in the wall of the cup configured to receive the lid, and

such said lid being formed of a flexible material and being positioned in the recess in the wall of the cup, wherein the recess is at least partially defined by a retaining member that overlies at least a portion of the periphery of the lid.

2. (Original) The combination of Claim 1 wherein the cup wall in the vicinity of said recess is configured to releasably retain the lid in the recess.

3. (Original) The combination of Claim 1 further comprising a flexible tether connecting the lid to the cup near the open end of the cup.

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4. (Original) The combination of Claim 2 further comprising a flexible tether connecting the lid to the cup near the open end of the cup.

5. (Original) The combination of Claim 1 further comprising a tab on the lid facilitating removal of the lid from the recess in the cup wall.

6. (Original) The combination of Claim 2 further comprising a tab on the lid facilitating removal of the lid from the recess in the cup wall.

7. (Original) The combination of Claim 3 further comprising a tab on the lid facilitating removal of the lid from the recess in the cup wall.

8. (Original) The combination of Claim 2 wherein both the cup and the lid are formed of thin wall plastic material.

9. (New) The combination of Claim 1 wherein the lid is separate from and unattached to the cup.

10. (New) A method of storing a lid, the method comprising the steps of:

providing a cup having a frustoconical wall, a closed bottom, an open top, and a recess defined in the wall of the cup configured to receive the lid, wherein the recess is at least partially defined by a retaining member,

flexing the lid,

inserting the lid into the recess, and

placing at least a portion of the periphery of the lid under the retaining member.

11. (New) The method of claim 9 wherein the lid is separate from and unattached to the cup before being inserted into the recess.

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